

BRUCE H. SALES (*Pro Hac Vice Pending*)
GREGG A. PARADISE (*Pro Hac Vice Pending*)
LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK LLP
100 South Avenue West
Westfield, NJ 07090
Telephone: (908) 654-5000
Facsimile: (908) 658-7866

KENNETH E. KELLER (SBN 71450) kkeller@kksrr.com
MICHAEL D. LISI (SBN 196974) mlisi@kksrr.com
KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP
114 Sansome Street, 4th Floor
San Francisco, CA 94104
Telephone: (415) 249-8330
Facsimile: (415) 249-8333

Attorneys for Defendants
LAWRENCE VECCHIO and VRI REALTY, INC.

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE DIVISION)

BETTER HOMES REALTY, INC.,)	Case No.: C 07 3058 HRL
)	
Plaintiff,)	
)	DECLINATION TO PROCEED BEFORE
v.)	A MAGISTRATE JUDGE AND
)	REQUEST FOR REASSIGNMENT TO A
LAWRENCE VECCHIO, VRI REALTY,)	UNITED STATES DISTRICT JUDGE
INC.,)	
)	
Defendants.)	

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Dated: September 11, 2007

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

By: _____/s/_____

KENNETH E. KELLER
Attorneys for Defendants LAWRENCE VECCHIO
and VRI REALTY, INC.